

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

EFRAIN RAMIREZ GARCIA,
Petitioner,
v.
G.J. GIURBINO, Warden,
Respondent.

Case No. CV 07-1263 ABC(JC)

~~(PROPOSED)~~ ORDER ADOPTING
FINDINGS, CONCLUSIONS, AND
RECOMMENDATIONS OF
UNITED STATES MAGISTRATE
JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the operative First Amended Petition for Writ of Habeas Corpus by a Person in State Custody (the “Petition”) and all of the records herein, including the attached Report and Recommendation of United States Magistrate Judge (“Report and Recommendation”), and petitioner’s objections to the Report and Recommendation (“Objections”). The Court has further made a *de novo* determination of those portions of the Report and Recommendation to which objection is made. The Court concurs with and adopts the findings, conclusions, and recommendations of the United States Magistrate Judge and overrules the Objections.

IT IS HEREBY ORDERED that Judgment be entered denying the Petition and dismissing this action with prejudice.

IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the

1 Report and Recommendation, and the Judgment herein on petitioner and on
2 counsel for respondent.

3 LET JUDGMENT BE ENTERED ACCORDINGLY.
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6 DATED: 4/19/2010

Audrey B. Collins

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HONORABLE AUDREY B. COLLINS
CHIEF UNITED STATES DISTRICT JUDGE
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